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23  
24 UNITED STATES BANKRUPTCY COURT

25  
26 DISTRICT OF ARIZONA

27  
In re

SWIFT AIR, L.L.C.,

Debtor.

Case No. 2:12-bk-14362 DPC

Chapter 11

**NOTICE OF HEARING ON DEBTOR'S  
EMERGENCY MOTION FOR ORDER (A)  
AUTHORIZING AND APPROVING  
DEBTOR'S ENTRY INTO A PLAN  
FUNDING TERM SHEET WITH  
BEACHSIDE CAPITAL, LLC; (B)  
APPROVING TERMINATION FEE AND  
EXCLUSIVITY PROVISIONS THEREOF;  
AND (C) GRANTING OTHER RELATED  
RELIEF**

Hearing Date: May 21, 2013 @ 9:00 a.m. (PT)

Response Deadline: May 17, 2013 @ 4:00 p.m. (PT)

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29 NOTICE IS HEREBY GIVEN that a Hearing (the "Hearing") on the emergency motion (the  
30 "Motion") of SWIFT AIR, L.L.C., debtor and debtor-in-possession herein (the "Debtor") seeking entry of  
31 an order – on an emergency/expedited basis, inter alia: (a) authorizing the Debtor's entry into and  
32 approving (subject to confirmation of the plan of reorganization) a plan funding term sheet (the "Plan  
33 Funding Agreement"), by and among the Debtor and Beachside Capital, LLC (or a designee thereof, the

1 “Plan Funder”), which Plan Funding Agreement takes the form attached hereto as Exhibit A; (b)  
2 approving the termination fee and exclusivity provisions provided for in the Plan Funding Agreement  
3 with the Plan Funder; and (c) granting such other relief as may be appropriate in connection herewith,  
4 **shall be held on May 21, 2013 at 9:00 a.m. (PT), at the United States Bankruptcy Court, District of**  
5 **Arizona, 230 N. First Avenue, Phoenix, AZ 85003.**

6 RESPECTFULLY SUBMITTED this 13<sup>th</sup> day of May, 2013.

7 SWIFT AIR, L.L.C.  
8

9 By its counsel,  
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